

Serial No. 10/764,678

Docket No. G1W-0138 (P1263US01)**REMARKS**

Favorable reconsideration of the present patent application is respectfully requested in view of the foregoing amendments and the following remarks.

The applicant appreciates the courtesies shown by Examiner Bui to applicant's representative, Scott Richardson, during the in-person interview of December 14, 2007. An Interview Summary is being filed in conjunction with this Amendment. This Amendment reflects the discussion of the interview.

In this Amendment claims 1, 7, 13 and 17 are amended, claims 22-25 are added, and no claims are canceled (claims 2 and 18 were previously canceled). As a result, claims 1, 3-17 and 19-25 are now pending in the application. The present claim amendments are supported throughout the disclosure, for example, at pages 3 and 9-10 of the specification.

The non-final Office Action of September 19, 2007, includes a rejection of claims 1, 3-17 and 19-21 under 35 U.S.C. §103(a) in view of U.S. Patent 6,025,837 (Matthews) further in view of U.S. Patent 5,940,073 (Klosterman) and yet further in view of U.S. Patent 5,818,438 (Howe). This rejection is obviated by the present amendments to the independent claims. A full examination on the merits is earnestly requested in view of the present claim amendments.

Claim Amendments

As discussed during the In-Person Interview of December 14, 2007 and in the Background of the application, a problem arises with conventional convergence systems

Serial No. 10/764,678

Docket No. GTW-0138 (P1263US01)

when one person is watching a television show but there is a need to program a function for another channel (e.g., set the system to record the other channel). Conventional systems do not allow the system to be programmed to record another channel without interrupting the viewing of the current channel. Conventional systems must be programmed in advance to avoid interrupting the currently viewed TV show. The present invention overcomes this problem of conventional systems.¹ For example, claim 1 recites “a control corresponding with at least one programming function related to the at least one channel” and “wherein the display includes an on-screen display that combines a graphic element comprising the control with a broadcast streaming video from a second channel.” In this paper claim 1 has been amended in this paper to further recite “wherein said control is one of a plurality of controls including a recording control for recording the at least one channel.” The other independent claims—claims 7, 13 and 17—also have similar features involving a programming function for one channel and have been amended herein in a manner similar to the amendments of claim 1. As agreed upon during the In-person Interview of December 14, 2007, the hypothetical combination of Matthews and Klosterman does not teach or suggest this feature.

¹ For example, see specification at pages 3 and 9-12.

Serial No. 10/764,678

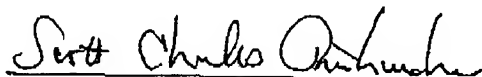
Docket No. GTW-0138 (P1263US01)*Deposit Account Authorization / Provisional Time Extension Petition*

It is believed that no extension of time is required for this paper, and the accompanying Fee Transmittal attends to all required fees. However, to the extent necessary, a provisional petition for an extension of time under 37 C.F.R. §1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 50-0439 and please credit any excess fees to such deposit account.

CONCLUSION

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance. However, in the event there are any unresolved issues, the Examiner is kindly invited to contact applicant's representative, Scott Richardson, by telephone at (571)970-6835 so that such issues may be resolved as expeditiously as possible.

Respectfully submitted,



Scott Charles Richardson

Reg. No. 43,436

The Brevetto Law Group, PLLC
107 S. West Street, #765
Alexandria, Virginia 22314
telephone: (571)970-6835

Date: December 15, 2007